

1 Honorable Benjamin H. Settle
2 Charles Bond, Esq. (SBN 060611)
3 Matthew Brinegar (SBN 277517)
4 PHYSICIANS' ADVOCATES
5 821 Bancroft Way
6 Berkeley, CA 94710
7 Telephone: 510.841.7500
8 Facsimile: 510.841.5022
9
10 Attorneys for Plaintiff
11 DEBORAH CAHILL, M.D.
12
13
14
15
16
17

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

DEBORAH CAHILL, M.D.,

NO. 3:12-cv-5829-BHS

Plaintiff,

**STIPULATION AND ORDER
ALLOWING PLAINTIFF TO FILE
SECOND AMENDED COMPLAINT
FOR DAMAGES**

v.
FRANCISCAN HEALTH SYSTEM, a
Washington non-profit corporation,

NOTE ON MOTION CALENDAR
TUESDAY, NOVEMBER 19, 2013

Defendant.

WHEREAS on July 25, 2012, Plaintiff, Deborah Cahill, M.D. ("Plaintiff") filed her Complaint for, *inter alia*, violations of the Americans' with Disabilities Act, the Rehabilitation Act, and the Washington Law Against Discrimination against Franciscan Health System ("Defendant").

WHEREAS on April 29, 2013, Plaintiff amended her Complaint to add breach of contract and breach of the implied covenant of good faith and fair dealing claims.

WHEREAS Plaintiff seeks to file her Second Amended Complaint for Damages, which adds two causes of action for Intentional and Negligent Infliction of Emotional Distress.

1 **WHEREAS** a copy of Plaintiff's proposed Second Amended Complaint for Damages
2 is attached hereto as **Exhibit "A."**

3 **IT IS HEREBY STIPULATED**, by and between Plaintiff and Defendant, by and
4 through their respective counsel, that:

5 1. Plaintiff should be granted leave to amend to file her Second Amended
6 Complaint for Damages, a copy of which is attached hereto as **Exhibit "A."**

7 2. Defendant's responsive pleading shall be due thirty (30) days after the Second
8 Amended Complaint for Damages is filed.

9 //

10 //

11 //

12 //

13 //

14 //

15 //

16 //

17 //

18 //

19 //

20 //

21 //

22 //

23 //

24 //

25 //

26 //

ORDER

The Court having reviewed the foregoing Stipulation, and good cause appearing therefore:

IT IS HEREBY ORDERED that Plaintiff, Deborah Cahill, M.D., is granted leave to file her Second Amended Complaint for Damages, a copy of which is attached hereto as **Exhibit “A.”**

IT IS ALSO ORDERED that Defendant's responsive pleading shall be due thirty (30) days after the Second Amended Complaint for Damages is filed.

IT IS FURTHER ORDERED that the Second Amended Complaint for Damages is deemed filed as of the date this Order is transmitted via the CM/ECF system.

IT IS SO ORDERED.

SO ORDERED this 20 th day of November, 2013.

Honorable Judge Benjamin H. Settle

DATED: November 19, 2013

Respecfully Submitted,
PHYSICIANS' ADVOCATES

By: /s/ Matthew A. Brinegar
Charles Bond (admitted pro hac vice)
Matthew A. Brinegar (WSBA No. 42361)
Attorneys for Plaintiff Deborah Cahill, M.D.

DATED: November 19, 2013

By /s/ Rhianna Fronapfel
Bruce W. Megard (WSBA No. 27560)
Rhianna Fronapfel (WSBA No. 38636)
BENNETT BIGELOW & LEEDOM, P.S.
601 Union Street, Suite 1500
Seattle, WA 98101
Attorneys for Defendant Franciscan Health
System

EXHIBIT “A”